



Office of the Information  
and Privacy Commissioner  
May 18, 2010

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Mr. Terence C. Gannon  
Intellog Inc.  
417-3553-31 Street NW  
Calgary, AB T2L 2K7

Dear Mr. Gannon:

**Re: Request for Review #F5389**

On May 12, 2010, the Information and Privacy Commissioner received your request to review the decisions made by the Energy Resources Conservation Board ("the Public Body") in relation to your request for access to information under the *Freedom of Information and Protection of Privacy Act* ("the FOIP Act"). In response to your request, the Commissioner has authorized me under section 68 of the FOIP Act to investigate and try to settle any matter that is the subject of your request for review.

#### *Issues*

Based on the information you provided to this Office, I understand your issues are:

- Did the Public Body properly apply section 29 of the FOIP Act (information available to the public) to withhold the records?
- Did the Public Body properly apply section 93 of the FOIP Act (fees) to your request for a fee waiver?

If my understanding of your issues is incorrect, I would ask that you contact me immediately.

Please be advised that I will be contacting representatives of the Public Body regarding this matter. Subsequently, I will provide you with my findings and recommendations, if any.

#### *Closing Comments*

Please contact me at (780) 415-5889 if you have any questions on this process or if you have any additional information that you believe would be helpful for my review.

Yours truly,

Original Signed by  
Eileen Hendy

Eileen Hendy  
Portfolio Officer